



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

THIS IS THE BEGINNING OF MUR # 3587

DATE FILMED 10/28/93 CAMERA NO. 2

CAMERAMAN MC

93040990318

August 9, 1992

RECEIVED
F. DAUER 3587
SECRETARIAT

Office of General Counsel
Federal Election Commission
Washington, D.C. 20463

92 AUG 25 PM 12:36

SENSITIVE

Re: Complaint of violation of FEC Law

Dear Counselor:

Ms. Jan Griffin of the Volusia County Bush-Quale organization telephoned me, on July 22, 1992, to solicit my support for her organization. She invited me to an appointment with Ms. Shirley Bundy, Volusia County Republican Committeewoman, and herself on Tuesday, July 28, 1992 at 10:00 am, which I accepted.

On Saturday, July 25, 1992, I received a telephone call from Ms. Shirley Bundy. When she learned that I had only committed to discuss involvement, rather than having actually volunteered, she became agitated and began relating information to me about Mr. Perot, and a "wealthy Volusia County Democrat."

Ms. Bundy told me that "a wealthy, conservative Democrat handed Mr. Perot a check for twenty-five thousand dollars." She also said that this individual personally told her that in discussions in personal meetings with Mr. Perot that he had learned that, "Mr. Perot wants to throw out the Constitution of the United States."

I believe that such an exchange of money would violate USC, Title 2. The Congress, Chapter 14--Federal Election Campaigns, Subchapter I. Disclosure of Federal Campaign Funds, Sec. 441a Limitations on contributions and expenditures (a) Dollar limits on contributions, sub(1) "No person shall make contributions--(A) to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$1,000."

I discussed this probable violation with both Ms. Griffin and Ms. Bundy and requested the name of the individual who had made this contribution. Ms. Griffin admitted that she was aware of this contribution, but indicated that she did not know the individual's name. Ms. Bundy would not release the name to me, or according to Ms. Griffin, to her either.

Yours truly,

Martin L. Grogan

Martin L. Grogan,
Complainant
620 Devon Street
Port Orange, FL 32127
(904) 780-0801

Signed and sworn to before me

J. J. [Signature] Date: 8/17/92

NOTARY PUBLIC, STATE OF FLORIDA,
MY COMMISSION EXPIRES: FEB. 26, 1993.
BONDED THIRD NOTARY PUBLIC UNDERWRITER

93040990319



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 27, 1992

Martin L. Grogan
620 Devon Street
Port Orange, FL 32127

RE: MUR 3587

Dear Mr. Grogan:

This letter acknowledges receipt on August 20, 1992, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Ross Perot, Perot Petition Committee and Mike Poss, as treasurer. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 3587. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lisa E. Klein".

Lisa E. Klein
Assistant General Counsel

Enclosure
Procedures

93040990320



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 27, 1992

Mike Poss, Treasurer
Perot Petition Committee
6606 LBJ Freeway, #150
12377 Merit Drive
Dallas, TX 75240

RE: MUR 3587

Dear Mr. Poss:

The Federal Election Commission received a complaint which indicates that the Perot Petition Committee ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3587. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

93040990321

Mike Poss, Treasurer
Perot Petition Committee
Page 2

If you have any questions, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Lisa E. Klein
Assistant General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Ross Perot

93040990322



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 27, 1992

Ross Perot
1700 Lakeside Square
12377 Merit Drive
Dallas, TX 75251

RE: MUR 3587

Dear Mr. Perot:

The Federal Election Commission received a complaint which indicates that you may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3587. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

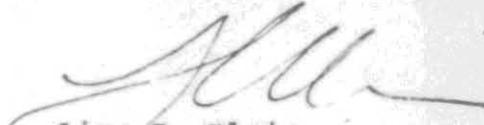
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

93040990323

Ross Perot
Page 2

If you have any questions, please contact Dawn M. Odrowski, the attorney assigned to this matter, at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Lisa E. Klein
Assistant General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

93040990324

OGC 6298

LAW OFFICE OF
RICHARD MAYBERRY & ASSOCIATES
FIFTH FLOOR
888 16TH STREET, N.W.
WASHINGTON, D.C. 20006
(202) 785-6677

September 2, 1992

By MESSENGER

Lisa E. Klein, Esquire
Office of General Counsel
FEDERAL ELECTION COMMISSION
Sixth Floor
999 E Street, N.W.
Washington, DC 20463

Re: MUR 3587

Dear Ms. Klein:

We and Hughes & Luce represent Mr. Ross Perot, the Perot Petition Committee, and its treasurer, Mike Poss, in the above referenced compliance matter. Our Designation of Counsel is forthcoming.

The Committee's reply to the complaint is due September 15, 1992. We hereby request a 15 day extension of time -- until close of business on September 30, 1991 -- in which to file the reply.

I have just returned from an out of town trip, and face substantial work that needs to be immediately addressed. The witnesses in instant matter are in Florida, and we have not had an opportunity to undertake the factual investigation which may require interaction with persons located in Florida. Floridians, of course, have just dealt with Hurricane Andrew. I also note Labor Day comes within reply period.

For these reasons, it would be difficult to collect relevant factual and legal materials by September 15, 1992. Should your office grant the extension until September 30, 1992, I am confident that no further extensions at this stage of the process would be required, and that we would file on or before this date.

92 SEP -2 PM 3:40

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

93040990325

Lisa E. Klein, Esquire
September 2, 1992
Page 2

Thank you in advance for your consideration of this request.
Please call me with the decision on the extension as soon as
possible.

Sincerely yours,

Richard Mayberry
Richard Mayberry

cc: Mike Poss
Clay Mulford, Esquire

93040990326



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 4, 1992

Richard Mayberry, Esquire
888 16th St. N.W.
Fifth Floor
Washington, D.C. 20006

RE: MUR 3587
Ross Perot, Perot Petition
Committee and Mike Poss,
as treasurer

Dear Mr. Mayberry:

This is in response to your letter dated September 2, 1992, which we received on that same day, requesting an extension of 15 days, until September 30, 1992, to respond to the complaint filed against your clients, Ross Perot, Perot Petition Committee and Mike Poss, as treasurer. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on September 30, 1992.

If you have any questions, please contact me at
(202) 219-3400.

Sincerely,

Dawn M. Odrowski
Attorney

93040990327

LAW OFFICE OF
RICHARD MAYBERRY & ASSOCIATES
FIFTH FLOOR
888 16TH STREET, N.W.
WASHINGTON, D.C. 20006
(202) 785-6677

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

SEP 8 11 16 AM '92

September 4, 1992

Lisa E. Klein, Esquire
Office of General Counsel
FEDERAL ELECTION COMMISSION
Sixth Floor
999 E Street, N.W.
Washington, DC 20463

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
92 SEP -8 PM 3:31

Re: MUR 3587

Dear Ms. Klein:

We and Hughes & Luce represent Mr. Ross Perot, the Perot Petition Committee, and its treasurer, Mike Poss, in the above referenced compliance matter. Our Designation of Counsel is enclosed.

Sincerely yours,

Richard Mayberry
Richard Mayberry

cc: R. Clayton Mulford, Esquire

93040990328

STATEMENT OF DESIGNATION OF COUNSEL

NUM 3587

NAME OF COUNSEL: Richard Mayberry AND Clay Mulford

ADDRESS: Richard Mayberry & Assoc. Hughes & Luce
888 16th St. NW, 5th Floor 1717 Main Street, Suite 28
Washington, DC 20006 Dallas, TX 75201

TELEPHONE: (202) 785-6677 (214) 939-5500

The above-named individual is hereby designated as my
counsel and is authorized to receive any notifications and other
communications from the Commission and to act on my behalf before
the Commission.

9/2/92
Date

Mike Poss
Signature

AGENT'S NAME: Mike Poss, Treasurer
Perot Petition Committee
ADDRESS: 1700 Lakeside Square
12377 Merit Drive
Dallas, TX 75251
HOME PHONE: --
BUSINESS PHONE: (214) 788-3000

93040990329

92 SEP -8 PM 3: 31

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

STATEMENT OF DESIGNATION OF COUNSEL

NUM 3587

NAME OF COUNSEL: Richard Mavberry AND Clay Mulford

ADDRESS: Richard Mavberry & Assoc. Hughes & Luce
888 16th St. NW, 5th Floor 1717 Main Street, Suite 2800
Washington, DC 20006 Dallas, TX 75201

TELEPHONE: (202) 785-6677 (214) 939-5500

The above-named individual is hereby designated as my
counsel and is authorized to receive any notifications and other
communications from the Commission and to act on my behalf before
the Commission.

Sept. 2, 1992
Date

Ross Perot / RCM
Signature

RESPONDENT'S NAME: Mr. Ross Perot

ADDRESS: 1700 Lakeside Square
12377 Merit Drive
Dallas, TX 75251

HOME PHONE: _____

BUSINESS PHONE: (214) 788-3000

93040990330

06C6687

LAW OFFICE OF
RICHARD MAYBERRY & ASSOCIATES
FIFTH FLOOR
888 16TH STREET, N.W.
WASHINGTON, D.C. 20006
(202) 785-6677

September 30, 1992

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK
92 SEP 30 PM 3:54

By Hand

Lawrence Noble, Esquire
General Counsel
Sixth Floor
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 3587

Dear Mr. Noble:

You will find enclosed the original and three copies of Mr. Perot's response to the complaint in this matter. We believe our response demonstrates that this complaint should be dismissed forthwith.

Should you have any questions, please do not hesitate to contact me.

Sincerely yours,

Richard Mayberry
Richard Mayberry

cc: Clayton Mulford, Esquire

93040990331

UNITED STATES OF AMERICA
BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK
92 SEP 30 PM 3:54

IN THE MATTER OF Ross Perot,
The Perot Petition Committee, and
Michael Poss, Treasurer.

MUR No. 3587

RESPONSE TO COMPLAINT

Ross Perot, the Perot Petition Committee and Michael Poss (hereinafter, collectively, "the respondents") respond to the August 27, 1992 complaint filed by Mr. Martin L. Grogan as follows:

I. THE RESPONDENTS

The Perot Petition Committee (hereinafter, "the Committee") is the "principal campaign committee" designated by Ross Perot as required by the Federal Election Commission ("FEC" or "Commission") regulations. Mr. Poss is the Committee treasurer, and in his official capacity was named by the Commission in this matter. Mr. Perot and Mr. Poss reside in Dallas, Texas where the Committee headquarters is located.

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II. THE COMPLAINT

Mr. Grogan states in his complaint that he was told by one third party, a Ms. Bundy, that Mr. Perot was handed \$25,000 somewhere in Florida from another third party who is unidentified in the complaint and unknown to Grogan. According to Bundy, who did not sign and swear out the complaint with Grogan, the unidentified person also told her that he learned that Mr. Perot ". . . wants to throw out the Constitution"

Grogan has apparently never seen or met Perot in Florida or anywhere else. Nevertheless, and relying upon Bundy's statements to Grogan, he alleges respondents violated 2 U.S.C. sec. 441a due to the exchange of an alleged excessive campaign contribution.

Nowhere does the complaint allege that Perot accepted the purported contribution. The complaint does not state who the donor of the \$25,000 was; when the alleged payment occurred; where it supposedly occurred; the actual purpose of the payment; or offer any proof whatsoever that the transaction actually occurred. In short, the complaint is a bald accusation made to a federal law enforcement agency and is unsubstantiated and based upon triple hearsay. The complaint lacks any factual basis and is frivolous. See Hilton Hotels Corporation v. Banov, 899 F.2d 40, 42 (D.C. Cir. 1990) (sanctions applied to attorney for failure to conduct adequate pre-filing inquiry because plaintiff's counsel relied solely upon plaintiff's unverified hearsay statement) (emphasis added).

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III. THE COMPLIANT DOES NOT COMPLY

WITH THE REQUIREMENTS OF COMMISSION REGULATION 111.4

Federal Elections Regulation 111.4(a) permits a person who believes a violation of the Federal Election Campaign Act of 1971, as amended ("Campaign Act" or "Act") has occurred to file a complaint with the Commission. However, the complaint cannot be a totally frivolous "shot in the dark" which lacks any basis for such a belief.

Instead, the complaint must:

1. clearly identify each person who is alleged to have committed a violation;
2. differentiate between statements made upon personal knowledge and those based upon information and belief;
3. statements not based upon personal knowledge should identify the source of the information which gives rise to the complaint's belief in the truth of such statements; and,
4. it should be accompanied by any documentation supporting the alleged facts.

11 C.F.R. sec. 111.4(c) and (d).

Upon receipt of the complaint, the General Counsel under the regulations must review the complaint for substantial compliance with the "technical requirements" of Regulation 111.4 and, if in compliance, serve it upon the respondents. If it is not in compliance, the General Counsel is required to take no action on the complaint. 11 C.F.R. sec. 111.5. The Grogan complaint should not have been served upon the respondents.

A bona fide complaint must contain statements made upon first

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hand knowledge with identification of the source of the evidence proffered, accompanied by any corroborating documentation. Clearly, a minimum burden of specificity must be met to comply with this regulation. Otherwise the complaint must be dismissed.

Under any interpretation, the Grogan compliant does not meet the minimal requirements of Regulation 111.4. First, Grogan does not actually allege that Perot accepted the contribution or specifically state that Perot committed any wrongdoing.

Second, Grogan has no first hand knowledge that someone made such an accusation about Perot; who the donor was; whether the \$25,000 transaction even occurred; or anything whatsoever about the allegations in his complaint. Instead, the entire complaint is based upon Grogan's conversations with Bundy who allegedly had conversations with the mysterious perpetrator of the alleged Campaign Act violation. This third party hearsay has no reliability whatsoever.

Third, it is difficult to see how Grogan could ascribe any truth whatsoever to Bundy's statements. Bundy made a serious accusation, and then refused to identify the \$25,000 donor. How could Grogan place any credence in a person who would make such a per se slanderous statement about another person, i.e. they committed actions which could constitute a crime if proven, and then refuse to say who was involved -- unless perhaps the transaction never occurred. Bundy, who claims to know the person who allegedly gave the \$25,000 to Perot, was not willing to swear under the pain of perjury onto this complaint as a co-complainant,

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nor submit an affidavit to it supporting her accusations.

Also, the complaint suggests that Ms. Bundy had an ulterior motive in making the statement against the respondents in order to agitate Grogan. Grogan agreed only "to talk" about involvement in the Bush campaign, but would "not commit" to it. The Bundy statement appears to have been geared to make him mad enough at Perot to commit to Bush. We don't know if this brought about the intended commitment to Bush.

We do know it lead Grogan to file a complaint with the Commission. Grogan further maligned Perot by attributing gratuitously the information about abrogation of the Constitution. Since this is not relevant to the complaint, and is inflammatory in nature, it shows Grogan is clearly biased against Perot - politically and perhaps personally.

As mentioned above, it is noteworthy that there are no affidavits from Ms. Bundy or any other type of documents accompanying this complaint.

This unwarranted and unjustified complaint is an abuse of process which, had it been brought in any other forum, would arguably subject Grogan to substantial sanctions. See Fed. R. Civ. Proc. 11 (pleading must be well grounded in fact, be warranted by existing law, and not be interposed for harassment; with a pleading signed by a party in violation of this rule, a court upon its own initiative can impose upon the signer an appropriate sanction).

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IV. A FINDING OF REASON TO BELIEVE A VIOLATION OF THE
CAMPAIGN ACT OCCURRED IS CLEARLY NOT JUSTIFIED

The principles set forth in In re Federal Election Campaign Act Litigation, 474 F.Supp. 1044 (D.C. 1979), guide the Commission in determining when an investigation is justified. In that case, the Court held that the FEC must make an "evaluation of the credibility of the allegation, the nature of the threat posed by the offense, the resources available in the agency and numerous other factors." Id. at 1045-46. Otherwise, faulty complaints shall not be investigated. Accord Common Cause v. FEC, 489 F.Supp. 738, 744 (D.D.C. 1980) and FEC v. Rose, 806 F.2d 1081, 1084 (D.C. Cir. 1986).

The allegation of a \$25,000 illegal contribution in the instant MUR is totally incredible. How can one believe anything about a supposed event in which there is no evidence if, when or where it occurred, or even who was involved? There is a complete lack of basis on which to pursue the complaint. "Mere official curiosity will not suffice for a basis for FEC investigations. . . ." FEC v. Machinists Non-Partisan Political League, 655 F.2d 380, 387-288 (D.C. Cir. 1981).

A large illegal contribution would be a serious matter. However, the lack of even a minimum of credible evidence in a complaint that does not meet the minimum requirements of 11 C.F.R. sec. 111.4 militates towards its dismissal. It is clear that any further investigation of the Grogan complaint would be a complete

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waste of the agency's resources, and would be better directed upon substantiated complaints, and other matters.

The Commission should also consider the fairness and effect of imposing an expensive and time-consuming investigation on the respondents based on the evidence presented in the Grogan complaint. By conducting an investigation, the Commission would be embarking upon a fruitless inquiry. Simply stated, Grogan has filed a frivolous complaint with no basis in any fact whatsoever.

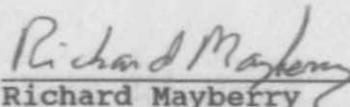
CONCLUSION

For the above-referenced reasons, the complaint should be dismissed forthwith, and no further action should be taken towards the respondents.

Respectfully submitted,

Date:

9/30/92


Richard Mayberry
Richard Mayberry & Associates
888 16th St, NW, Fifth Floor
Washington, DC 20006
(202) 785-6677

Counsel For Respondents

93040990338

MUR # 3587

ADDITIONAL DOCUMENTS WILL BE ADDED TO THIS FILE AS THEY
BECOME AVAILABLE. PLEASE CHECK FOR ADDITIONAL MICROFILM
LOCATIONS.

93040990339



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3587

DATE FILMED 10/28/93 CAMERA NO. 2

CAMERAMAN MC

93040990340



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

Microfilm
 Public Records
 Press

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 3587.

12/10/93

23043543055

**THE READER IS REFERRED TO ADDITIONAL MICROFILM LOCATIONS
FOR THE FOLLOWING DOCUMENTS PERTINENT TO THIS CASE**

1. Memo, General Counsel to the Commission, dated September 22, 1992, Subject: Priority System Report. See Reel 354, pages 1590-94.
2. Memo, General Counsel to the Commission, dated April 14, 1993, Subject: Enforcement Priority System. See Reel 354, pages 1595-1620.
3. Certification of Commission vote, dated April 28, 1993. See Reel 354, pages 1621-22.
4. General Counsel's Report, In the Matter of Enforcement Priority, dated December 3, 1993. See Reel 354, pages 1623-1740.
5. Certification of Commission vote, dated December 9, 1993. See Reel 354, pages 1741-1746.

93043543056



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Martin L. Grogan
620 Devon Street
Port Orange, FL 32127

RE: MUR 3587

Dear Mr. Grogan:

On August 20, 1992, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Ross Perot and Perot '92 (f/k/a Perot Petition Committee) and Mike Poss, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Dawn M. Odrowski
Attorney

Attachment
Narrative

Date the Commission voted to close the file:

DEC 09 1993

23043543057

MUR 3587

ROSS PEROT AND THE PEROT PETITION COMMITTEE

Martin L. Grogan, the complainant, alleges that an individual seeking his support for a local Bush-Quayle organization told him that an unnamed "wealthy Velusia County Democrat" made a \$25,000 contribution to Ross Perot. The third-party who made the statement would not reveal the alleged contributor's name to complainant. Respondents contend there is insufficient basis on which to pursue the complaint given the failure to identify the purported contributor.

This case had little or no impact on the process and raises no significant issues relative to the other issues pending before the Commission. Moreover, there is no evidence of any serious intent by Respondents to violate the FECA.

23043543058



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

DEC 10 1993

Richard Mayberry, Esquire
888 16th St., N.W.
Fifth Floor
Washington, DC 20006

RE: MUR 3587
Ross Perot
Perot '92 (f/k/a Perot Petition
Committee) and
Mike Poss, as treasurer

Dear Mr. Mayberry:

On August 27, 1992, the Federal Election Commission notified your clients of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Ross Perot and Perot '92 (f/k/a Perot Petition Committee) and Mike Poss, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter.

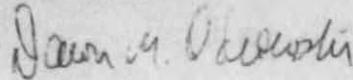
The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

23043543059

Richard Mayberry, Esquire
Page 2

If you have any questions, please contact me at (202)
219-3400.

Sincerely,



Dawn M. Odrowski
Attorney

Attachment
Narrative

Date the Commission voted to close the file: DEC 09 1993

cc: Clay Mulford, Esq.

93043543060

MUR 3587

ROSS PEROT AND THE PEROT PETITION COMMITTEE

Martin L. Grogan, the complainant, alleges that an individual seeking his support for a local Bush-Quayle organization told him that an unnamed "wealthy Velusia County Democrat" made a \$25,000 contribution to Ross Perot. The third-party who made the statement would not reveal the alleged contributor's name to complainant. Respondents contend there is insufficient basis on which to pursue the complaint given the failure to identify the purported contributor.

This case had little or no impact on the process and raises no significant issues relative to the other issues pending before the Commission. Moreover, there is no evidence of any serious intent by Respondents to violate the FECA.

93043543061



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

DEC 10 1993

Richard Mayberry, Esquire
888 16th St., N.W.
Fifth Floor
Washington, DC 20006

RE: MUR 3587
Ross Perot
Perot '92 (f/k/a Perot Petition
Committee) and
Mike Poss, as treasurer

Dear Mr. Mayberry:

On August 27, 1992, the Federal Election Commission notified your clients of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against Ross Perot and Perot '92 (f/k/a Perot Petition Committee) and Mike Poss, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter.

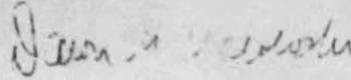
The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

23043543062

Richard Mayberry, Esquire
Page 2

If you have any questions, please contact me at (202)
219-3400.

Sincerely,



Dawn M. Odrowski
Attorney

Attachment
Narrative

Date the Commission voted to close the file: DEC 09 1993

cc: Clay Mulford, Esq.

23043543063

MUR 3587

ROSS PEROT AND THE PEROT PETITION COMMITTEE

Martin L. Grogan, the complainant, alleges that an individual seeking his support for a local Bush-Quayle organization told him that an unnamed "wealthy Velusia County Democrat" made a \$25,000 contribution to Ross Perot. The third-party who made the statement would not reveal the alleged contributor's name to complainant. Respondents contend there is insufficient basis on which to pursue the complaint given the failure to identify the purported contributor.

This case had little or no impact on the process and raises no significant issues relative to the other issues pending before the Commission. Moreover, there is no evidence of any serious intent by Respondents to violate the FECA.

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